JC10 Rec'd PCT/PTO 25 JAN 2002

IITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S):

Ben A. Lear and Joseph F. Hayes

SERIAL NO.:

09/936,624

FILING DATE:

September 11, 2001

TITLE:

System and Method for Distribution of Data Packets

Utilizing an Intelligent Distribution Network

EXAMINER:

Unknown

GROUP ART UNIT:

Unknown

ATTY.DKT.NO.:

PA1687US

COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

INFORMATION DISCLOSURE STATEMENT Under 37 C.F.R. §§ 1.56, and 1.97-1.98

SIR:

Pursuant to the provisions of 37 C.F.R. §§ 1.56 and 1.97-98 of the Rules of Practice in Patent Cases, enclosed herewith is form PTO-SB-08 listing several references, copies of which are enclosed. The Examiner is requested to make these references of official record in the application. The references cited may be material to examination of the application and are submitted in compliance with Applicants' duty of disclosure as defined by 37 C.F.R. § 1.56.

No representation is made or intended as to the completeness of this list, nor is the inclusion of any reference on this list an admission that it is prior art or pertinent to this application.

Respectfully submitted,

Ben A. Lear and Joseph F. Hayes

Dated: 1/4/02

By: Susan Yee, Reg. No. 41,388

Carr & Ferrell LLP

2225 East Bayshore Road, Suite 200

Palo Alto, CA 94303 TEL: (650) 812-3400 FAX: (650) 812-3444

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date printed below:

Dated: 1402

Susan Ye

PTO/SB/21 (08-00) Approved for use through 10/31/2002, OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE perwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 09/936.624 TRANSMITTAL September 11, 2001 Filing Date **FORM** Ben A. Lear First Named Inventor (to be used for all correspondence after initial filing) Group Art Unit Unknown Unknown **Examiner Name PA1687US** Attorney Docket Number Total Number of Pages in This Submission **ENCLOSURES** (check all that apply) After Allowance Communication Assignment Papers Fee Transmittal Form (for an Application) to Group Appeal Communication to Board Fee Attached Drawing(s) of Appeals and Interferences Appeal Communication to Group Licensing-related Papers Amendment / Reply (Appeal Notice, Brief, Reply Brief) Petition After Final Proprietary Information Petition to Convert to a Affidavits/declaration(s) Provisional Application Status Letter Power of Attorney, Revocation Change of Correspondence Address Other Enclosure(s) (please Extension of Time Request identify below): Terminal Disclaimer 1. Postcard **Express Abandonment Request** 2. Cited References Request for Refund Information Disclosure Statement CD, Number of CD(s). Certified Copy of Priority Document(s) Remarks Response to Missing Parts/ Total page number does not include postcard or cited references. Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Carr & Ferrell, LLP Cust. No. 22830 Individual name Signature REG. No. 41,388 January 4, 2002 Date CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: January 4, 2002 Susan Yee, Reg. No. 41,388 Typed or printed name

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Signature

Date | January 4, 2002

Please	type a	plus	sign	(+)	inside	this	box	\rightarrow	+	
--------	--------	------	------	-----	--------	------	-----	---------------	---	--

PTO/SB/08A (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

Sheet

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

1 of 2

Complete if Known					
Application Number	09/936,624				
Filing Date	September 11, 2001				
First Named Inventor	Ben A. Lear				
Group Art Unit	Unknown .				
Examiner Name	Unknown				
Attorney Docket Number	PA1687US	,			

				U.S. PATENT DOCU	MENTS	
Examiner Initials*	Cite No.1	U.S. Patent Number	Kind Code ² (If known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		5,854,89		Callon, et. al.	12-29-1998	
		5.948.05		Pulsipher, et. al.	09-07-1999	
			·			
			` 		<u> </u>	
			- 		 	
			· _			
				·		
					1 1	

	FOREIGN PATENT DOCUMENTS									
Examiner Initials	Cite No. ¹	Office ³	Foreign Patent Docum Number ⁴	nent Kind Code ⁵ (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T 6		
		EP	0,753,952A2		International Business Machin	01-15-1997				
		EP	0,578,041B1	•	International Business Machin	11-17-1999				
		EP	0,939,560A1		Alcatel	09-01-1999				
		wo	98/29,998A2		MCI Communications Corporat	07-09-1998				
-							<u> </u>			
			 	•				-		
		+					·	T		

Examiner			 Date	
Signature	ŧ	•	Considered	·

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

				_
Please type a	plus sign (+) inside this	box →	+

Substitute for form 1449B/PTO

PTC/SB/08B (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U. S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

of Sheet

bone to a contedict of who meach amous a contents a valid cities defined wanted.						
Complete if Known						
Application Number	09/936,624					
Filing Date	September 11, 2001					
First Named Inventor	Ben A. Lear					
Group Art Unit	Unknown					
Examiner Name	Unknown					
Attorney Docket Number	PA1687US					

Examiner nitials*	Cite No.1 Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. MCCANNE, Scalable Multimedia Communication, IEEE Internet Computing, March-April 1999,							
		MCCANNE, S pages 33-45.		ommunicati	on, IEEE Internet C	omputing, March	1-April 1999,	
		LEVINE, et. a International	al., Improving Internet Conference on Netwo	Multicast wi	th Routing Labels, F , ICNP'97, pages 24	Proceedings of the 41-250.	ne 1997	
				•				
		·					,	
,			2		,			
			• •					
	:		······································			· • · · · · · · · · · · · · · ·		
								
		·						
					· · · · · · · · · · · · · · · · · · ·			_
·								
								\perp

Examiner		Date	
Signature	 ·	Considered	

¹ Unique citation designation number, 2 Applicant is to place a check mark here if English language Translation is attached.



^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.